IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06/04/2004

CORAM

THE HON'BLE MR.JUSTICE P.D. DINAKARAN
and
THE HON'BLE MR.JUSTICE T.V.MASILAMANI

A.S.No.169 of 1993
and
C.M.P.No.6423 of 1999

1. S.Mohammed Ismail
2. S.Kabir .. Appellants

-Vs-

1. S.Fathimmal Beevi
2. S.Subaitha Begum
3. K.Chidambaram
4. K.Ayyappan
5. C.Sree Krishnan .. Respondents

Appeal against the judgment and decree dated 30.9.1992 made in O.S. No.35 of 1986 on the file of the learned Subordinate Judge, Kanyakumari at Nagercoil.

!For Appellants : Mr.Arul Murugan for
Mr.T.V.Krishnamachari

^For Respondents : Mr.N.S.Varadachari - R1
No appearance R2
Mr.P.Peppin Fernando R3&4
Mr.C.Godwin R5

:J U D G M E N T

The above first appeal is directed against the judgment and decree dated 30.9.1992 made in O.S.No.35 of 1986 on the file of the learned Subordinate Judge, Kanyakumari at Nagercoil.

2. Pending the above first appeal, the appellants and the respondents have settled the disputes out of the Court and also filed a memo dated 23.10.2003, which reads as follows: " MEMO FILED BY THE APPELLANTS The

appellants above named submit that the appellants are withdrawing the above appeal since the matter has been settled out of Court. The appellants therefore pray this Hon'ble Court that the above appeal may kindly be dismissed as not pressed. Dated at Nagercoil on this the 23rd day of October, 2003."

2. Recording the memo filed by the appellants, the above first appeal is dismissed as 'not pressed'. No costs. Consequently, CMP.No.6423 of 1999 is also dismissed.

Index : Yes
Internet: Yes

ATR

To,

1. The Subordinate Judge, Kanyakumari at Nagercoil.

2. The Record Keeper, V.R.Section, High Court, Chennai.

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